

Message Text

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ACTION EB-11

INFO OCT-01 EUR-25 ISO-00 L-03 FTC-01 COME-00 JUSE-00

TRSE-00 CIAE-00 DODE-00 INR-10 NSAE-00 PA-04 RSC-01

USIA-15 PRS-01 SP-03 DRC-01 /076 W

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R 141613Z JUN 74

FM AMEMBASSY BERN

TO SECSTATE WASHDC 9164

INFO AMCONSUL ZURICH

LIMITED OFFICIAL USE BERN 2283

E.O. 11652: N/A

TAGS: ETRD, US, SZ

SUBJECT: FTC/NESTLE CASE

REF: A) BERN 2160; B) STATE 126210

1. AMBASSADOR MET WITH AMBASSADOR KLAUS JACOBI OF SWISS DIVISION OF COMMERCE AT LATTER'S REQUEST JUNE 13 TO DISCUSS FTC INVESTIGATION OF NESTLE ACQUISITIONS OF LIBBY AND STOUFFER. CONVERSATION TOOK PLACE PRIOR RECEIPT REFTEL B.

2. JACOBI PRESENTATION ESSENTIALLY ALONG SAME LINES AS JUNE 6 MEETING REPORTED REFTEL A. JACOBI RECALLED THAT HE AND OTHER GOS OFFICIALS HAD ON SEVERAL OCCASIONS PRESSED FOR EARLY FTC DECISION. HOWEVER, REQUEST NOW BEING MADE FOR DELAY OF AT LEAST STOUFFER ASPECT OF INVESTIGATION JUSTIFIED ON NEW CIRCUMSTANCES, I.E., SWISS LEGAL OPINION ALLOWING SUBMISSION ADDITIONAL DOCUMENTS RE STOUFFER, ETC.

3. JACOBI SAID GOS WILL SUBMIT DURING WEEK JUNE 17 MEMORANDUM NOW BEING PREPARED BY NESTLE THROUGH SWISS EMBASSY TO DEPARTMENT OF STATE FOR TRANSMITTAL TO FTC. COPY OF LIMITED OFFICIAL USE

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MEMORANDUM WILL BE PROVIDED EMBASSY. NESTLE MEMORANDUM

WILL REVIEW WHAT NESTLE HAS THUS FAR DONE VIS-A-VIS FTC AND WHAT IT IS NOW PREPARED TO DO IN TERMS INFORMATION SUBMISSION, ETC. DOCUMENTARY INFORMATION WILL BE SEPARATELY SUBMITTED DIRECTLY TO FTC BY NESTLE WASHINGTON LAWYERS AS SOON AS MATERIAL IS READY.

4. JACOBI CONCLUDED BY EXPRESSING HOPE THAT FTC STAFF CAN DELAY FORMULATING RECOMMENDATION TO COMMISSION AT LEAST ON STOUFFER ASPECT OF CASE UNTIL ALL DOCUMENTATION RECEIVED.

5. EMBASSY WILL DISCUSS REFTEL B WITH JACOBI.
DAVIS

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
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Draft Date: 14 JUN 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: izenbei0
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Executive Order: N/A
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30 JUN 2005

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